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Attorney Docket No.: 3220/91097

Client Ref. No.: P-99026.00.US

DECLARATION AND POWER OF ATTORNEY -- PATENT APPLICATION

As a below named inventor, I hereby declare that I believe I am the original, first and sole inventor (*if only one name is listed below*) or an original, first and joint inventor (*if plural names are listed below*) of the subject matter which is claimed and for which a patent is sought in the application entitled:

Enhanced Plant Cell Transformation By Addition Of Host Genes Involved In T-DNA Integration

the specification of which

(check one) _____ is attached hereto

☒ was filed on September 14, 2000 as

United States Application Serial No. 09/661,960 or

PCT International Application No. _____

and was amended on (if applicable) _____

I hereby declare that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to herein.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) of any foreign application(s) for patent or inventor's certificate on which priority is claimed (as listed below) and I have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

Priority Claimed

(Number)

(Country)

(Day/Month/Year Filed)

Yes

No

I hereby claim benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below.

60/154,158

September 15, 1999

Application Number

Filing Date

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(b) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.)

(Filing Date)

(Status-patented, pending, abandoned)

Attorney Docket No.: 3220/91097

Client Ref. No.: P-99026.00.US

I hereby appoint Alice O. Martin, Reg. No. 35601; Daniel M. Maloney, Reg. No. 43771; Mark A. Hamill, Reg. No. 37145; William R. Coffey, Reg. No. 24023; Richard D. Conard, Reg. No. 27321; Steven R. Lammert, Reg. No. 27653; Richard A. Rezek, Reg. No. 30796; Timothy E. Niednagel, Reg. No. 33266; Nancy J. Harrison, Reg. No. 27083; R. Trevor Carter, Reg. No. 40549; Dilip A. Kulkarni, Reg. No. 27510; David B. Quick, Reg. No. 31993; Jill T. Powlick, Reg. No. 42088; Norman J. Hedges, Reg. No. 44151; Perry Palan, Reg. No. 26213; Mark M. Newman, Reg. No. 31472; Bobby B. Gillenwater, Reg. No. 31105; Paul B. Hunt, Reg. No. 37154; Robert D. Null, Reg. No. 40746; and Gregory S. Cooper, Reg. No. 40965, as attorneys of record with full power of substitution and revocation, to prosecute this application, and to transact all business in the Patent and Trademark Office connected therewith, and I specify that communications regarding the application be directed to:

BARNES & THORNBURG
2600 Chase Plaza
10 South LaSalle Street
Chicago, Illinois 60603
(312) 357-1313

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Stanton B. Gelvin

Full Name of Sole or First Joint Inventor

Country of Citizenship

Inventor's Signature

Date

Residence and Post Office Address

Kirankumar S. Mysore

Full Name of Second Joint Inventor

INDIA

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Inventor's Signature

11/28/2000

Date

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ITHACA, NY 14850, USA

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Attorney Docket No.: 3220/91097

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Enhanced Plant Cell Transformation By Addition Of Host Genes Involved In T-DNA Integration

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Country of Citizenship

Date

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